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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * * * *

CRAIG P. KENNY & ASSOCIATES,
Plaintiff,

vs.

ARSIM BARDIQI, both individually and as
Guardian Ad Litem of ALBINA BARDIQI and
ALBI BARDIQI; LUMNIJE BINAKU,
individually; CULINARY HEALTH FUND;
JACKSON PHYSICAL THERAPY; DOES I
through X, inclusive,

Defendants.

and Related Counterclaims and Crossclaims

CASE NO.: 15-cv-00093-JCM-VCF

**STIPULATION TO DISTRIBUTE
INTERPLEADER PROCEEDS
AND DISMISS CASE**

Plaintiff CRAIG P. KENNY & ASSOCIATES and Defendants ARSIM BARDIQI, LUMNIJE BINAKU, UNITE HERE HEALTH (aka Culinary Health Fund) and JACKSON PHYSICAL THERAPY, each acting through their respective counsel, hereby stipulate and agree as stated below. This case was commenced by the filing of a Complaint in Interpleader relating to tort claims asserted by LUMNIJE BINAKU and by ARSIM BARDIQI, both individually and as Guardian Ad Litem of ALBINA BARDIQI and ALBI BARDIQI (both minors). All persons named in the Complaint in Interpleader and in the related Crossclaims and Counterclaims are parties to this Stipulation.

1 IT IS HEREBY STIPULATED AND AGREED that CRAIG P. KENNY &
2 ASSOCIATES, UNITE HERE HEALTH and JACKSON PHYSICAL THERAPY each have
3 valid liens against the \$30,000 in tort recoveries obtained by Defendants Arsim Bardiqi and
4 Lumniye Binaku, the proceeds of which are presently held by Plaintiff CRAIG P. KENNY &
5 ASSOCIATES.
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7 IT IS FURTHER STIPULATED AND AGREED that the sum of \$6,285.00 may be
8 retained by Plaintiff CRAIG P. KENNY & ASSOCIATES.

9 IT IS FURTHER STIPULATED AND AGREED that the sum of \$18,800.00 be
10 distributed to Defendant UNITE HERE HEALTH.

11 IT IS FURTHER STIPULATED AND AGREED that the sum of \$4,115.00 be
12 distributed to Defendant JACKSON PHYSICAL THERAPY.
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14 IT IS FURTHER STIPULATED AND AGREED that the sum of \$800.00 be distributed
15 to Defendant ARSIM BARDIQI, as Guardian Ad Litem of ALBINA BARDIQI (\$350) and
16 ALBI BARDIQI (\$450).

17 IT IS FURTHER STIPULATED AND AGREED that the value of the valid liens related
18 to the medical treatments that restored Defendants ARSIM BARDIQI and LUMNIYE BINAKU
19 to a reasonable state of health exceed the amount of the tort recoveries they obtained
20 individually, such that ARSIM BARDIQI and LUMNIYE BINAKU shall not retain any portion
21 of the recoveries currently held by the Plaintiff.
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1 IT IS FURTHER STIPULATED AND AGREED that this matter may be dismissed with
2 prejudice.

3 DATED this 29th day of July, 2015.

4 CHRISTENSEN JAMES & MARTIN

CRAIG P. KENNY & ASSOCIATES

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11 CLEAR COUNSEL LAW GROUP

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16 Attorneys for Jackson Physical
Therapy

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19 **ORDER**

20 This matter having been stipulated to by all parties to this Case through their respective
21 counsel, and the Court being otherwise duly advised;

22 IT IS HEREBY ORDERED that Plaintiff CRAIG P. KENNY & ASSOCIATES,
23 UNITE HERE HEALTH and JACKSON PHYSICAL THERAPY each have valid liens against
24 the \$30,000 in tort recoveries ("Recoveries") obtained by Defendants Arsim Bardiqi and
25 Lumnije Binaku, the proceeds of which are presently held by Plaintiff CRAIG P. KENNY &
26 ASSOCIATES.

1 IT IS FURTHER ORDERED that out of the Recoveries, the sum of \$6,285.00 shall be
2 distributed to Plaintiff CRAIG P. KENNY & ASSOCIATES.

3 IT IS FURTHER ORDERED that the sum of \$18,800.00 be distributed by the Plaintiff
4 to Defendant UNITE HERE HEALTH or to its counsel of record.

5 IT IS FURTHER ORDERED that the sum of \$4,115.00 be distributed by the Plaintiff
6 to Defendant JACKSON PHYSICAL THERAPY or to its counsel of record.

7 IT IS FURTHER ORDERED that the sum of \$800.00 be distributed by the Plaintiff to
8 Defendant ARSIM BARDIQI, as Guardian Ad Litem of ALBINA BARDIQI (\$350) and ALBI
9 BARDIQI (\$450).

10 IT IS FURTHER ORDERED that this Case is dismissed with prejudice.

11 DATED: August 4, 2015.

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14 UNITED STATES DISTRICT JUDGE
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